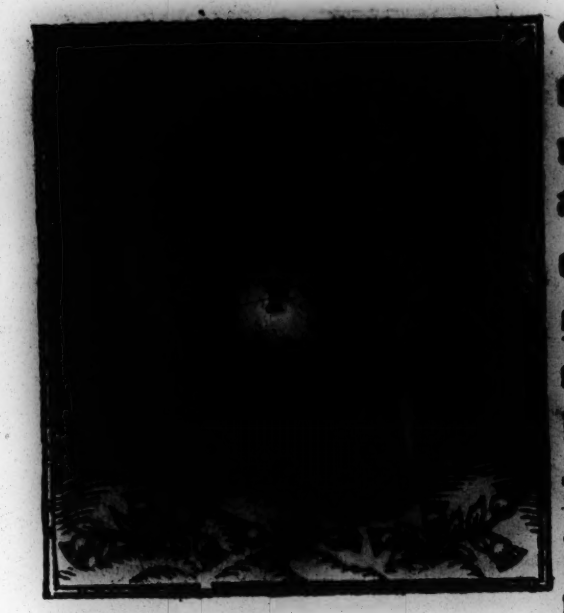
8. (43) STC 21959

Ane act of counsell anent the inserting of the clause of registration in seasings, and other particular writtes vnder mentioned.



ORSAMEIKLE as albeit be speciall act and ordinance, made in the [illegible] tion holden be his Maiestie, and thee estates of this Realme at Edinburgh, [illegible] moneth of November. The yeare of God 1600. yeares, for eschewing [illegible] and security of all his Highnes legis. Ie was statute and ordained [illegible] cumming, all instruments of sealings, reuersions regressis [illegible] gineing of reuersions ay regress. Discharges of reuersions, assig[illegible] ons, intimations of the same, Renuntiations and woodsetes [illegible] demption, whilk shall not be registrate in the bookes of Counsell [illegible] within fourtie dayes next after the making and perfiting of the [illegible] wayes sealings of Burrow lands, holden in free burgage given [illegible] made in the Baillies hands, conforme to the act of Parliament) [illegible] registrate in the registars of the Secretary, appoynted be the saide act of Parliament, within the [illegible] tie dayes, after they bee perfited, otherwayes to bee null, and to make no faith in iudgement or [illegible] saide nullitie, to be receaued be way of exception, as in the saide act of Parliament, made there vpon [illegible] is contained. Neuertheles, it is heauilie meaned, by diuers his Maiesties legis, that notwithstanding [illegible] act of Parliament and ordinance thereof, there are diuers and sindrie euidents and writtes of the [illegible], made and perfited lenlyne, and yet are negligentlie omitted to be registred, conforme to the saide act [illegible] within the time appointed therein, whilks will not faile at some time, to tend to the great hurte and [illegible] Legis hauing enteres thereto. And that it is constantly reputed, as in very deede it [illegible] be presumed that the saide negligence, in not registrating of the saide writtes, conforme to the [illegible] proceedes partlie vpon the ignorance of some of the persons, who are the makers, formers, and [illegible] euidents and writtes and notares thereto, and partlie vpon contempt of some of them, [illegible] saide constitution, and partlie be some other frivole excuse, vnhappilie died be some as if the [illegible] regalitie of this Realme, and within the burrowes and townes not being erected in free Burgh [illegible] mit from the saide law, act and ordinance foresaid: For remeid whereof, and for the better [illegible] thereanent, so that they be not wracked altogether, be not registrating of the saide writtes, conforme [illegible] of Parliament, to the negligence, contempt, ignorance or abuse of the writters thereof and notars [illegible] tute and ordained, that in all time comming, all and whatsomeuer Clarkes, aswell within the Regalitie [illegible] ties, and also all Lawyers, writters, noters, and others formers of euidents and writtes within [illegible] shall happen to write be themselues or their seruants, any instruments of sealings, reuersions, [illegible] or promisses for giuing of reuersions or regressions, discharges of reuersions, assignations to reuersions, [illegible] of the same. Renunciations of woodsets and grants of redemption, shall specially insert at the ende of [illegible] the saide writtes this clause, (ordaining the same writtes to bee registred within fortie dayes conforme to the act of Parliament, with certification to them and they or their seruants writters thereof faile therein, they shall ipso facto tyne and amitt their offices, function and calling whatsumeuer, without any further tryall to bee taken [illegible] spection of the writtes foresaide, whilk shall happen to be written bee them or their saide seruants, [illegible] saide clause. (Ordaining the same to be registrate within fortie dayes, conforme to the act of [illegible] wise they shall be holden to refound and pay to the owners of the saide writtes, all costes, [illegible] tes that they shall happen to sustaine, though not registrating of the same writtes in due time [illegible] act of Parliament, incase the same writtes shall happen to want the clause and ordinance foresaid [illegible] therein. At Edinburgh the fifth day of Ianuarie. The yeare of God 1604.

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